

Receipt #7

Dkt. #1053-US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : SHEN, et al.
U.S. Serial No.: 10/032,514, claiming benefit of
Chinese Patent Application No.
00125764.1, Filed on October 25, 2000
Filing Date : October 24, 2001
For : COMPOSITION COMPRISING EXTRACTS OF
FLOS LONICERAE, FRUCTUS FORSYTHIAE
AND RADIX SCUTELLARIAE, USES AND
PREPARATION THEREOFF

World Plaza, Suite 604
141-07 20th Avenue
Whitestone, NY 11357

March 19, 2001

Customer Service Center
Initial Patent Examination Division
Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

Sir:

**COMMUNICATION IN RESPONSE TO JANUARY 29, 2002
NOTICE TO FILE CORRECTED APPLICATION PAPERS AND
REQUEST FOR CORRECTION TO FILING RECEIPT**

This Communication is submitted in response to the January 29, 2002 Notice to File Corrected Application Papers issued by the United States Patent and Trademark Office in connection with the above-identified application. A copy of the Notice is attached hereto as **Exhibit A**. A response to the January 29, 2002 Notice is due March 29, 2002. Accordingly, this Communication is being timely filed.

Corrected Application Papers

The January 29, 2002 Notice of File Corrected Application Papers requested that Applicants submit substitute drawings in compliance with 37 CFR 1.84 because the drawing sheets (of the above-identified application) do not have the appropriate margins.

2002-03-19

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In response, Applicants submit seven (7) substitute drawings with appropriate margins as **Exhibit B**.

Correction to Filing Receipt

This Communication is also submitted in connection with the January 29, 2002 Filing Receipt for the above-identified application. A copy of the Filing Receipt is attached hereto as **Exhibit C**.

Applicants respectfully request that the Foreign Application Number entered on the Filing Receipt as "CHINA 00125784.1" be changed to "CHINA 00125764.1" which is correctly recorded in the previously filed foreign application No. CN00125764.1, filed in China on October 25, 2000, copy of which was submitted by Applicants with the filing of the above-identified application on October 24, 2001 (**Exhibit D**).

In addition, Applicants maintain that the title of the invention is: "Composition comprising extracts of flos lonicerae, fructus forsythiae and radix scutellariae, uses and preparation thereof". Applicants respectfully request that the underlined word be deleted in the title of the invention entered on page 2 of the attached Filing Receipt (**Exhibit C**) "Composition comprising extracts of flos lonicerae, fructus forsythiae and radix scutellariae, uses and radix scutellariae, uses and preparation thereof".

Change of Address

Applicant further directs Examiner's attention to a change of address for its attorney. Please forward all

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future communications and direct all telephone calls regarding this application to:

Albert Wai-Kit Chan

Reg. No. 36,479

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141-07 20th Avenue

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If a telephone interview would be of assistance in advancing prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone at the number provided below.

No fee is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 50-1891.

Respectfully submitted,

Albert Wai-Kit Chan

Albert Wai-Kit Chan
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I hereby certify that this paper is being deposited this date with the U.S. Postal Service as first class mail addressed to: Customer Service Center, Initial Patent Examination Division, Commissioner for Patents, United States Patent and Trademark Office, Washington, D.C. 20231

Albert Wai-Kit Chan 3/19/02
Albert Wai-Kit Chan Date
Reg. No. 36,479

FILE

1053-615

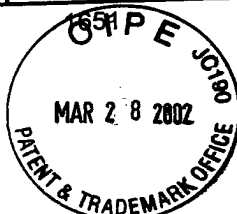


UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/032,514	10/24/2001		510	1053-US	7	10	3

Albert Wai-Kit Chan
Attorney at Law
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Flushing, NY 11365



CONFIRMATION NO. 6884

FILING RECEIPT



OC900000007385876

Date Mailed: 01/29/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Ping Niang Shen, Shanghai, CHINA;
Ke Feng Ruan, Shanghai, CHINA;
Yu Lan Wang, Shanghai, CHINA;
Wei Yu, Shanghai, CHINA;
Wen Qing Zhang, Shanghai, CHINA;
Xiao Kun Hong, Shanghai, CHINA;
Xin Hong Wang, Shanghai, CHINA;

Domestic Priority data as claimed by applicant

Foreign Applications

CHINA 00125784.1 10/25/2000

If Required, Foreign Filing License Granted 01/29/2002

Projected Publication Date: To Be Determined - pending completion of Corrected Papers

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Composition comprising extracts of flos lonicerae, fructus forsythiae and radix scutellariae, uses and radix scutellariae, uses and preparation thereof

Preliminary Class

424

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

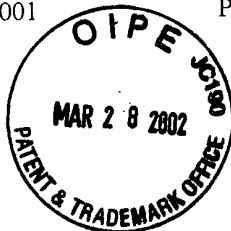


UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/032,514	10/24/2001	Ping Niang Shen	1053-US

Albert Wai-Kit Chan
Attorney at Law
59-42 Parsons Blvd.
Flushing, NY 11365



CONFIRMATION NO. 6884

FORMALITIES LETTER



OC00000007385877

Date Mailed: 01/29/2002

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



共 1 页

中华人民共和国国家知识产权局

邮政编码: 200040

A

发文日期:

上海市愚园路532弄50号

上海医药专利事务所

王巍

2000 年 10 月 25 日

申请号: 00125764.1



专利申请受理通知书

根据专利法第二十八条及其实施细则第三十九条、第四十条的规定, 申请人提出的专利申请国家知识产权局专利局予以受理, 现将确定的申请号和申请日通知如下:

申请号: 00125764.1

申请日: 2000 年 10 月 25 日

申请人: 上海复星实业股份有限公司 国家中药工程技术研究中心

发明名称: 复方双黄连制剂及制备方法

经核实确认国家知识产权局专利局收到如下文件:

请求书 每份页数: 2 份数: 2
权利要求书 每份页数: 2 份数: 2
专利代理委托书

摘要 每份页数: 1 份数: 2
说明书 每份页数: 13 份数: 2
说明书附图

简要说明

- 根据专利法第二十八条规定, 申请文件是邮寄的, 以寄出的日期为申请日, 若申请人发现上述申请日与邮寄申请文件之日不一致时, 可在收到本通知书起两个月内向国家知识产权局专利局受理处提交意见陈述书及挂号存根, 要求办理更正申请日手续。
- 申请号是国家知识产权局给予每一件被受理的专利申请的代表, 是该申请有效的识别标志, 申请人在我局办理各种手续时, 均应准确、清晰写明申请号。
- 寄给审查员个人的文件或汇款不具有法律效力。
- 中国文件、分案申请、要求本国优先权的申请或直接向国家知识产权局专利局受理处。

中华人民共和国国家知识产权局

审查员: 傅梧洁

0043-3-C10041

邮政编码: 100088 地址: 北京市海淀区到门桥西北城六号国家知识产权局专利局受理处 邮政信箱: 北京 8020 信箱